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**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSE OF)	SURRENDER
LAURA E. FRASIER)	STIPULATION AND ORDER
TO PRACTICE AS A)	
DENTAL HYGIENIST WITH A PERMIT TO)	CASE NO DOPL 2009- 15
ADMINISTER LOCAL ANESTHESIA)	
IN THE STATE OF UTAH)	

LAURA E. FRASIER ("Respondent") and the Division of Occupational and Professional Licensing of the Department of Commerce of the State of Utah ("Division") stipulate and agree as follows

1 Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action

2 Respondent acknowledges that Respondent enters into this Stipulation knowingly and voluntarily

3 Respondent understands that Respondent has the right to be represented by counsel in this matter and Respondent's signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent's right to counsel in this matter

4 Respondent understands that Respondent is entitled to a hearing before the State of Utah's Dentist and Dental Hygienist Licensing Board ("Board"), or other Division Presiding Officer, at which time Respondent may present evidence on Respondent's own behalf, call witnesses, and confront adverse witnesses Respondent understands that by signing this document Respondent hereby knowingly and intelligently waives the right to a hearing, the right to call witnesses on Respondent's own behalf, the right to call witnesses, the right to confront adverse witnesses, and any other rights to which Respondent may be entitled in connection with said hearing Respondent understands that by signing this document Respondent hereby knowingly and intelligently waives the right to all administrative and judicial review as set forth in §§ 63G-4-301 through 63G-4-405, and Utah Administrative Code R151-46b-12 through R151-46b-15

5 Respondent waives the right to the issuance of a Petition and a Notice of Agency Action in this matter

6 Respondent understands that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document The Division may release this Stipulation and Order, and will release other information about this disciplinary action against Respondent's license, to other persons and entities

7 Respondent admits the following facts are true

- 1
- (a) Respondent was licensed to practice as a dental hygienist with a permit to administer local anesthesia in the State of Utah during all times relevant to this Stipulation and Order
 - (b) On or about July 10, 2003, Respondent was arrested on suspicion of prescription fraud by the Weber/Morgan Narcotics Strike Force
 - (c) On or about January 8, 2004, Respondent was charged in Third District Court, Salt Lake County, Utah, with seven counts of uttering a forged or altered prescription, a third degree felony
 - (d) On or about February 9, 2004, Respondent pleaded guilty to three counts of uttering a forged or altered prescription, a second degree felony. The court dismissed the remaining four counts of uttering a forged or altered prescription as part of a plea deal with Respondent
 - (e) Respondent renewed her license to practice as dental hygienist with the Division in April 2004, again in May 2006 and again in April 2008. In each of these applications, Respondent failed to disclose to the Division that Respondent had been arrested, charged, and convicted on the incident described above. Respondent falsely answered "no" to the following questions when renewing her license on each renewal occasion:
 - (f) Since the last renewal or issuance of this license has the licensee been charged with or arrested for any felony or misdemeanor in any jurisdiction?
 - (g) Since the last renewal or issuance of this license has the licensee pled guilty to, pled "no contest" to, been convicted of, made a plea in abeyance to, or entered into a deferred sentence with respect to any felony or misdemeanor in any jurisdiction?
 - (h) Between about March 2005 to about September 2006, Respondent, while working as a dental hygienist for a dentist (hereinafter "Dr. Doe #1") in Layton, Utah, forged prescriptions with Dr. Doe #1's signature on multiple occasions. Respondent fraudulently received hydrocodone, a Schedule III controlled substance, and other controlled substances, from area pharmacies. Respondent then used the controlled substances herself.
 - (i) On or about December 1, 2007, Respondent was charged in Second District Court, Davis County, Utah with four counts of uttering a forged or altered prescription, each a third degree felony.

(j) Between about October 2005 to about September 2008, Respondent, while working as a dental hygienist for a dentist (hereinafter "Dr. Doe #2") in Park City, Utah, forged prescription with Dr. Doe #2's signature on multiple occasions. Respondent fraudulently received hydrocodone, a Schedule III controlled substance, and other controlled substances, from area pharmacies. Respondent then used the controlled substances herself.

(k) Respondent desires to surrender Respondent's license to practice as a dental hygienist in the State of Utah.

8. Respondent admits that Respondent's conduct described above is unprofessional conduct as defined in Utah Code Ann. § 58-1-501(2)(a), (b), (c), (e), and (h), and Utah Administrative Code R156-37-602(1), and unlawful conduct as defined in Utah Code Ann. § 58-1-501(1)(e), § 58-37-8(2)(a)(i), and § 58-37-(8)(3)(a)(ii), and that said conduct justifies disciplinary action against Respondent's license pursuant to Utah Code Ann. § 58-1-401(2)(a) and (b). Respondent hereby surrenders Respondent's license to practice as a dental hygienist in the State of Utah. Respondent agrees that the issuance of the Order in this matter constitutes disciplinary action by the Division pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann. § 58-1-401(2)(a) and (b). Respondent agrees not to reapply for licensure as a dental hygienist in the State of Utah for a period of two years from the date the Division Director signs this Stipulation and Order. Before Respondent may reapply for licensure as a dental hygienist, Respondent shall (1) successfully complete a psychological evaluation within six months of the date of application and provide the evaluation report to the Division, and (2) submit monthly drug analysis results to the Division showing that Respondent has been has not used illegal drugs or controlled substances for which Respondent does not have a valid prescription, for a period of one year just prior to the date of application. The Division does not guarantee that any future application by Respondent for licensure will be granted. If the Division

Director accepts the terms of this Stipulation and Order, Respondent forfeits all rights to practice as a dental hygienist in the State of Utah. Respondent understands that Respondent will not receive any refund of license or renewal fees previously paid to the Division.

9 This Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this non-criminal administrative matter. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, this Stipulation and the representations contained therein shall be null and void, except that the Division and Respondent waive any claim of bias or prejudgment they might otherwise have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.


10 This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret, construe or affect this Stipulation.

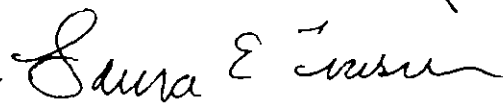
11 If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the manner provided by law.

12 Respondent has read each and every paragraph contained in this Stipulation and Order. Respondent understands each and every paragraph contained in this Stipulation and Order. Respondent has no questions about any paragraph or provision contained in this Stipulation and Order.

DIVISION OF OCCUPATIONAL &
PROFESSIONAL LICENSING

RESPONDENT

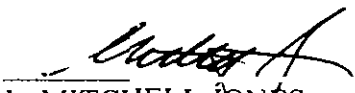
BY 
NOEL TAXIN
Bureau Manager

BY 
LAURA E FRASIER

DATE 1/27/09

DATE 1/27/09

MARK L SHURTLEFF
ATTORNEY GENERAL

BY 
L MITCHELL JONES
Counsel for the Division


DATE 27 Jan 2009

ORDER

THE ABOVE STIPULATION, in the matter of **LAURA E. FRASIER**, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The issuance of this Order is disciplinary action pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann. § 58-1-401(2)(a) and (b). The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 28 day of January, 2009

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING


F. DAVID STANLEY
Director

Investigator: Jared Memmott